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|----|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1 | TERRENCE P. MCMAHON (State Bar No. 71910) tmcmahon@mwe.com | |
| 2 | tmcmahon@mwe.com VERA M. ELSON (State Bar No. 156327) velson@mwe.com | |
| 3 | Versoniani we.com | |
| 4 | EDWIN H. WHEELER (State Bar No. 1899) ewheeler@mwe.com | DENIED |
| 5 | McDERMOTT WILL & EMERY LLP 3150 Porter Drive | Z Super State Stat |
| 6 | Palo Alto, CA 94304 Telephone: 650.813.5000 | Judge Susan Illston |
| 7 | Facsimile: 650.813.5100 | (3) |
| 8 | Attorneys for Plaintiffs | CAL DISTRICT OF CO. |
| 9 | GE MEDICAL SYSTEMS, INC., GE MEDI | CAL |
| 10 | SYSTEMS, L.L.C., GE HEALTHCARE LT GE MEDICAL SYSTEMS KRETZTECHNI GMBH & CO. OHG | K |
| 11 | GIMBH & CO. OHG | |
| 12 | UNITED STATES DISTRICT COURT | |
| 13 | NORTHERN DISTRICT OF CALIFORNIA | |
| 14 | SAN FRANCISCO DIVISION | |
| 15 | | |
| 16 | GE MEDICAL SYSTEMS, INC., a Delaware Corporation, GE MEDICAL | Case No. C 06-04365SI |
| 17 | SYSTEMS, L.L.C., a Delaware Company, GE HEALTHCARE LTD., a British | |
| 18 | Corporation, and GE MEDICAL SYSTEMS KRETZTECHNIK GMBH & | STIPULATION AND PROPOSED ORDER REGARDING CONTINUANCE OF CASE |
| 19 | CO. OHG, an Austrian company, | MANAGEMENT CONFERENCE |
| 20 | Plaintiffs, v. | DATE: DECEMBER 14, 2007 TIME: 2:30 P.M. |
| 21 | VOLUMETRICS MEDICAL IMAGING, | COURTROOM: 10 JUDGE: HON. SUSAN ILLSTON |
| 22 | L.L.C., a Delaware Company. | |
| 23 | Defendant. | |
| 24 | 1 The parties agree to continue to | the Case Management Conference in the above- |
| 25 | 1. The parties agree to continue the Case Management Conference in the above- | |
| 26 | entitled action until resolution of GE's pending motion to dismiss for lack of standing of a related | |
| 27 | patent case involving both GE and VMI before the District Court in the Middle District of North Carolina, Greensboro Division, Civil Action No: 1:05CV00955. Judge Tilley held a hearing on | |
| 28 | Caronia, Greensoore Division, Civil Action | 110. 1.050 1 00755. Judge Tilley lield a licalling on |
| | STIPULATION RE CONTINUANCE OF CMC | CASE NO. C 06-04365SI |

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| the Motion to Dismiss on October 23, 2007, and decided that there are matters of fact that needed |
|------------------------------------------------------------------------------------------------------|
| to be resolved. Judge Tilley set the matter for a jury trial on February 25, 2008, in Greensboro, |
| North Carolina for the purpose of resolving those limited factual matters relating to the resolution |
| of the Motion to Dismiss. |

2. The parties agree to promptly notify the Court upon entry of an order granting or denying GE's pending motion to dismiss, at which time, the parties will respectfully request a further Case Management Conference to be held 45 days after entry of said order.

Dated: December 7, 2007

Respectfully Submitted,

GE Healthcare, Ltd., GE Medical Systems, Inc., and GE Medical Systems, L.L.C.

By its attorneys,

/s/ Terrence P. McMahon

Terrence P. McMahon Vera M. Elson Edwin H. Wheeler Steven L. Walker McDermott Will & Emery LLP 3150 Porter Drive Palo Alto, CA 94304-1212 (650) 813-5000

Caseas: e6:06-04365365-SID obcorrente 14243 | Filled 12/070/120707Pageasje 1340f 4

| 1 | Dated: December 7, 2007 | Respectfully Submitted, |
|----|---------------------------------------------------------------|-----------------------------------------------------------------------|
| 2 | · | Volumetrics Medical Imaging, L.L.C. |
| 3 | · | By its attorneys, |
| 4 | | |
| 5 | · | Dry /s/ Donald D. Caaligudi |
| 6 | | By <u>: /s/ Donald P. Gagliardi</u> Donald P. Gagliardi |
| 7 | | Bergeson, LLP 303 Almaden Blvd. |
| 8 | | Suite 500 San Jose, CA 95110-2712 |
| 9 | | |
| 10 | | Appearing Specially for Defendant VOLUMETRICS MEDICAL IMAGING, L.L.C. |
| 11 | | |
| 12 | | |
| 13 | | |
| 14 | It is so ordered. | |
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| 19 | Dated: | |
| 20 | | United States District Judge Susan Illston |
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| | STIPULATION RE CONTINUANCE OF CMC MPK 136063-1,030621,0048 | - 3 - CASE NO. C 06-04365SI |

MCDERMOTT WILL & EMERY LLP ATTORNEYS AT LAW PALO ALTO

CERTIFICATION BY TERRENCE P. MCMAHON PURSUANT TO GENERAL RULE NO. 45, SECTION X. RE E-FILING ON BEHALF OF MULTIPLE SIGNATORIES

partner in the law firm of McDermott Will & Emery LLP, counsel for plaintiffs GE Medical

Kretztechnik GMBH & CO OHG. The statements herein are made on my personal knowledge,

concurrence has been obtained from each of the other signatories to file this jointly prepared

document with the Court. Pursuant to General Rule No. 45, I shall maintain records to support

this concurrence for subsequent production for the Court if so ordered, or for inspection upon

request by a party until one year after final resolution of the action (including appeal, if any).

The above e-filed document contains multiple signatures. I declare that

I declare under penalty of perjury under the laws of the state of California that the

Terrence P. McMahon

Terrence P. McMahon

Systems, Inc., GE Medical Systems, LLC, GE Healthcare Ltd. and GE Medical Systems

and if called as a witness I could and would testify thereto.

foregoing is true and correct on December 7, 2007

I am an attorney licensed to practice law in the state of California, and I am a

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STIPULATION RE CONTINUANCE OF CMC MPK 136063-1.030621.0048